IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

IN RE

* BKRTCY. NO. 19-06674/EAG

* SAUDDY NOEMI HERNANDEZ ONEILL

JOAN LAUREANO COLON

* CHAPTER 13

DEBTORS *

DEBTORS' MOTION AND NOTICE OF FILING OF POST-CONFIRMATION MODIFICATION OF CHAPTER 13 PLAN 11 USC §1329

TO THE HONORABLE COURT:

COME NOW, SAUDDY NOEMI HERNANDEZ ONEILL and JOAN LAUREANO COLON, the Debtors in the above captioned case, through the undersigned attorney, and very respectfully state and pray as follows:

- 1. The Debtors is hereby submitting a post-confirmation modification of Chapter 13 Plan, 11 USC Section 1329, dated December 21, 2023, herewith and attached to this motion.
- 2. This Plan modification is filed to amend Part 2, Section 2.1, to amend the payment schedule to increase the payment at month 51 since the car loan (Claim No. 5.1) matures on January 4, 2024, with a new Plan base of \$27,810.00; Part 4, Section 4.3 is amended to provide for payment of additional attorney's fees (\$500) for post-confirmation work performed; Section 4.6, to state the total amount paid for the car insurance; Part 5, Section 5.1, to provide for the liquidation value \$854 at P.V., in the above captioned case.

NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 3015(f)

Within twenty-one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the

requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular mail to the debtor and to all creditors and interested parties appearing in the master address list, hereby attached.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 21st day of December 2023.

/s/Roberto Figueroa Carrasquillo
USDC #203614
RFIGUEROA CARRASQUILLO LAW OFFICE PSC
ATTORNEY FOR PETITIONER
PO BOX 186 CAGUAS PR 00726
TEL NO 787-744-7699; 787-963-7699
Email: rfc@rfigueroalaw.com

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

In Re: SAUDDY NOE JOAN LAUREA	MI HERNANDEZ ONEILL ANO COLON	Case No.: <u>3:19-bk-6674</u> Chapter 13					
xxx-xx-1670 xxx-xx-7319		Check if this is a pre-confirmation amende	ed plan				
Puerto Rico Lo Chapter 13 I	December 21,	Check if this is a post confirmation amend Proposed by: Debtor(s) Trustee Unsecured creditor(s)	ed plan				
		If this is an amended plan, list below the sections of the plan that h been changed. 2.1; 4.3; 4.6; 5.1					
PART 1: Not	ices						
To Debtor(s):		ate in some cases, but the presence of an option on ircumstances or that it is permissible in your judici may not be confirmable.					
	In the following notice to creditors, you must check each box that applies						
To Creditors:	Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated.						
	You should read this plan carefully and discuss it with your attorney if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one. The headings contained in this plan are inserted for reference purposes only and shall not affect the meaning or interpretation of this plan.						
	If you oppose the plan's treatment of your claim or any provision of this plan, you or your attorney must file an objection to confirmation at least 7 days before the date set for the hearing on confirmation, unless otherwise ordered by the Bankruptcy Court. The Bankruptcy Court may confirm this plan without further notice if no objection to confirmation is filed. See Bankruptcy Rule 3015. In addition, you must file a timely proof of claim in order to be paid under this plan, unless ordered otherwise.						
	If a claim is withdrawn by a creditor or amended to an amount less than the amount already disbursed under the plan on account of such claim: (1) The trustee is authorized to discontinue any further disbursements to related claim; (2) The sum allocated towards the payment of such creditor's claim shall be disbursed by the trustee to Debtor's remaining creditors. (3) If such creditor has received monies from the trustee (Disbursed Payments), the creditor shall return funds received in excess of the related claim to the trustee for distribution to Debtor's remaining creditors. (4) If Debtor has proposed a plan that repays his or her creditors in full, funds received in excess of the related claim shall be returned to the Debtor.						
		ance. Debtor(s) must check one box on each line to sta item is checked as "Not included" or if both boxes are lan.					
	on the amount of a secured claim, set out in Section payment or no payment at all to the secured credit		Not Included				
1.2 Avoida	nce of a judicial lien or nonpossessory, nonpurcha in Section 3.4.		Not Included				
	ndard provisions, set out in Part 8.	☐ Included	☐ Not Included				
PART 2: Plan	n Payments and Length of Plan	1	1				

2.1 Debtor(s) will make payments to the trustee as follows:

Puerto Rico Local Form Chapter 13 Plan Page 1

Debtor

SAUDDY NOEMI HERNANDEZ ONEILL JOAN LAUREANO COLON

Case number

3:19-bk-6674

PMT Amount	Period(s)	Period(s) Totals	Comments
\$237.00	12	2,844.00	
\$377.00	38	14,326.00	
\$1,064.00	10	10,640.00	
Subtotals	60	\$27,810.00	

Insert additional lines if needed

	If fewer than 60 months of payments are specified, additional monthly payments will be made to the extent necessary to make the payment to creditors specified in this plan.						ake the payments
2.2	Regular payments to the trustee will be made from future income in the following manner:						
	Check all that apply □ Debtor(s) will make payments pursuant to a payroll deduction order. □ Debtor(s) will make payments directly to the trustee. □ Other (specify method of payment):						
2.3	Income	tax refunds:					
	Debtor(s) will supply the trustee with a copy of each income tax return filed during the plan term within 14 days of filing the return and will comply with 11 U.S.C. § 1325(b)(2). If the Debtor(s) need(s) to use all or a portion of such "Tax Refunds," Debtor(s) shall seek court authorization prior to any use thereof.						
2.4	Addition	nal payments:					
	Check or	ne. None. If "None" is checked	, the rest of \S 2.4 need no	ot be completed or rep	produced.		
PART3	: Treat	ment of Secured Clain	ns				
3.1	Mainten	ance of payments and cure	of default, if any.				
	Check one. None. If "None" is checked, the rest of § 3.1 need not be completed or reproduced. The Debtor(s) will maintain the current contractual installment payments on the secured claims listed below, with any changes required by the applicable contract and noticed in conformity with any applicable rules. These payments will be disbursed either by the trustee or directly by the Debtor(s), as specified below. Any existing arrearage on a listed claim will be paid in full through disbursements by the trustee, with interest, if any, at the rate stated, pro-rated unless a specific amount is provided below. Unless otherwise ordered by the court, the amounts listed on a proof of claim filed before the filing deadline under Bankruptcy Rule 3002(c) control over any contrary amounts listed below as to the current installment payment and arrearage. In the absence of a contrary timely filed proof of claim, the amounts stated below are controlling. If relief from the automatic stay is ordered as to any item of collateral listed in this paragraph, then, unless otherwise ordered by the court, all payments under this paragraph as to that collateral will cease, and all secured claims based on that collateral will no longer be treated by the plan. The final column includes only payments disbursed by the trustee rather than by the Debtor(s).						
Name of	Creditor	Collateral	Current installment payments (including escrow)	Amount of arrearage (if any)	Interest rate on arrearage (if any)	Monthly PMT on arrearage	Estimated total payments by trustee
Banco F de Puer		QUEBRADA ARENAS WARD R159 K20.1, TOA ALTA, PR 00953.	\$423.00 Disbursed by: Trustee Debtor(s)	\$2,904.18	Mon	ths Starting on Plan	Month
Popular	Auto	2016 Jeep Wrangler	\$787.70 Disbursed by: Trustee	\$2,477.19	Mon	ths Starting on Plan	Month

Debtor			NOEMI HERNANI JREANO COLON	DEZ ONEILL		Ca	ase number	3:19-b	k-6674	
Name of	Creditor	Colla	ateral	Current insta payments (including esci	arrow)	mount of rearage (if any)	Interest rat arrearage (if any)		onthly PMT or rearage	Estimated total payments by trustee
Insert add	litional cl	aims as n	needed.	Z Deotor(s	,					
3.2	Request	for valua	ation of security, pa	yment of full	y secured cla	ims, and modif	fication of und	lersecur	ed claims.	
	Check on	e.								
	∑ The rem		"None" is checked, this paragraph will			70	15	n is chec	ked.	
Insert add	litional cl	aims as n	needed.							9-
3.3	Secured	claims e	xcluded from 11 U.	S.C. § 506.						
Check	one.	None. If	"None" is checked,	the rest of § 3	.3 need not be	completed or r	reproduced.			
3.4	Lien Avo	oidance.								
	Check on		"None" is checked,	the rest of § 3	.4 need not be	completed or r	eproduced.			
3.5	Surrend	er of coll	ateral.							
	Check on		"None" is checked,	the rest of § 3	.5 need not be	completed or r	eproduced.			
3.6	Pre-conf	irmation	adequate protection	on monthly pa	ayments ("AI	PMP") to be pa	id by the trus	tee.		
	N Paym	ents purs	suant to 11 USC §13	26(a)(1)(C):						
	Name o	f secured	creditor	3	Amount of A	РМР			Comments	
Firstbar	k Puerto	Rico		\$150.00						
Insert add	litional cl	aims as n	needed.	iller						
			adequate protection	payments mad	e through the	plan by the trus	tee are subject	to the co	rresponding sta	tutory fee.
3.7	Other se	cured cla	aims modifications.							
	Check on	e.								
		None. If	"None" is checked,	the rest of § 3	.7 need not be	completed or r	reproduced.			
		trustee sl described pro-rated filed befo contrary	claims listed below hall pay the allowed d below, any listed of d unless a specific an ore the filing deadlir timely filed proof o ion will be prorated	claim as expre claim will be p nount is provid ne under Bankr f claim, the ar	essly modified aid in full thro led below. Un ruptcy Rule 30 nounts stated	by this section ough disburseme less otherwise (002(2) control o below controlli	, at the annual ents by the trus ordered by the c ver any contrar	interest ratee, with court, the y amoun	ate and monthly interest, if any amounts listed ts listed below.	y payments at the rate stated, on a proof of claim In the absence of a
Name of creditor	Clair	m ID #	Claim amount	Modified interest	Modified term	Modified P&I		roperty nsurance	Total monthly	Estimated total PMTs
Puerto Ri	co Local	Form G (LBF-G)		Chapt	er 13 Plan				Page 3

Debtor			NOEMI HERNA UREANO COLO			Case number	3:19-bk-	-6674	
First Ba	<u>ınk</u> (Claim No.	<u>\$7,040.82</u>	rate ((Months)	(Escrow)	(Escrow)	payment	by trustee
			[X] To be	v					
Insert ac	lditiona	l claims as	paid in full 100% needed.	/0					
PART	4: Tr	eatment o	of Fees and Pri	iority Claims					
4.1	Gener Truste withou		l all allowed priori on interest.	ty claims, includin	g domestic support	obligations other tha	an those treat	ed in § 4.5,	will be paid in full
4.2	Truste	e e's fees e's fees are Il plan payr	governed by statut nents received by t	e and may vary du the trustee during t	ring the term of the	plan, nevertheless ar	e estimated fo	or confirmat	on purposes to be 10
4.3	Attori	ney's fees							
	Check	one.							
	⊠ Fi LBR 2	at Fee: Atto 016-1(f).	orney for Debtor(s)	elect to be compe	nsated as a flat fee	for their legal servic	es, up to the p	olan confirm	ation, according to
OR									
	Fe expens	e Applicati es, filed no	ion: The attorneys' t later than 14 days	fees amount will for from the entry of	be determined by the confirmation of	ne court, upon the ap	proval of a de	etailed appli	cation for fees and
		Balan		es to be paid under	this plan are estim			\$ 199.0 \$ 3,801.0 \$ 500.0	0
4.4	Priori	ty claims o	ther than attorney	y's fees and those	treated in §§ 4.5,	4.6			
	Check		"None" is checked	d, the rest of \S 4.4	need not be comple	ted or reproduced.			
	\boxtimes	The Trus	stee shall pay in fu	ll all allowed clain	ns entitled to priorit	y under §507, §1322	2(a)(2), estima	ated in \$4,2	68.26
		of priority al Revenu				Estimate amount o \$4,268.26 as per 0			
Insert aa	lditional	claims as r	needed.						
4.5	Domes	tic suppor	t obligations assig	ned or owed to a	governmental uni	t and paid less than	full amount		
	Check		"None" is checked	d, the rest of § 4.5	need not be comple	ted or reproduced.			
4.6	Post as	.n.G							
4.0	Check	one.	"None" is checked	9	need not be comple	ted or reproduced.			
	The Debtor(s) propose to provide post confirmation property insurance coverage to the secured creditors listed below:						below:		
Name od	l credito	r insured	Insura	nce Company	Insurance coverage	Estimated insurance	Estimat total pa		
Puerto Rico Local Form G (LBF-G)					Chapter 13 Pla	ın	•	Does the Market 1	Page 4

Debtor	JOAN LAUREAN	I HERNANDEZ ONEILL IO COLON		Case number	3:19-bk-6674
			beginning date	premium to be	by trustee
Firstbar	ık Puerto Rico	Eastern America Ins	08/01/2020	<u>\$45.00</u>	\$1,800.00
				Disbursed by: [X] Trustee [] Debtor(s)	
PART	5: Treatment of Non	priority Unsecured Clai	ms	(A) (A) (A) (A) (A)	
5.1	Nonpriority unsecured	claims not separately classifie	d.		
	Allowed nonpriority unse providing the largest pays		ately classified will be	e paid pro rata. If m	ore than one option is checked, the option
Chec	k all that apply.				
	The funds remaining af	ount of these claims, an estimate ter disbursements have been me or(s) were liquidated under chap	ade to all other credit	ors provided for in	this plan. Ild be paid approximately S <u>854 at</u>
5.2	Maintenance of paymen	ts and cure of any default on	nonpriority unsecui	ed claims.	
	Check one.				
	None. If "None	" is checked, the rest of § 5.2 no	eed not be completed	or reproduced.	
5.3	Other separately classification one.	ed nonpriority unsecured cla	ims.		
	None. If "None	" is checked, the rest of § 5.3 no	eed not be completed	or reproduced.	
PART	6: Executory Contra	cts and Unexpired Leas	es		
6.1	The executory contracts a unexpired leases are rejections.		w are assumed and w	ill be treated as spe	cified. All other executory contracts and
	Check one.				
	None. If "None	" is checked, the rest of § 6.1 no	eed not be completed	or reproduced.	
PART	7: Vesting of Proper	ty of the Estate & Plan I	Distribution Ord	er	
7.1 Chec	Property of the estate w k the appliable box: Plan confirmation. Entry of discharge. Other:	ill vest in the Debtor(s) upon			
7.2	Plan distribution by the (The numbers below refle	trustee will be in the followin	ng order: same number means	prorated distribution	on among claims with the same number.)
	Distribution on Attornation Distribution on Secure Distribution on Post Co.	ate Protection Payments (Part 3 by's Fees (Part 4, Section 4.3) d Claims (Part 3, Section 3.1) – onfirmation Property Insurance d Claims (Part 3, Section 3.7)	- Current contractual	installment paymen	nts

Puerto Rico Local Form G (LBF-G)

Chapter 13 Plan

Page 5

Debtor	SAUDDY NOEMI HERNANDEZ ONEILL JOAN LAUREANO COLON	Case number	3:19-bk-6674
PART	 Distribution on Secured Claims (Part 3, Section 3.1) – Arrearages Distribution on Secured Claims (Part 3, Section 3.2) Distribution on Secured Claims (Part 3, Section 3.3) Distribution on Secured Claims (Part 3, Section 3.4) Distribution on Unsecured Claims (Part 6, Section 6.1) Distribution on Priority Claims (Part 4, Section 4.4) Distribution on Priority Claims (Part 4, Section 4.5) Distribution on Unsecured Claims (Part 5, Section 5.2) Distribution on Unsecured Claims (Part 5, Section 5.3) Distribution on General Unsecured claims (Part 5, Section 5.1) Trustee's fees are disbursed before each of the distributions above Nonstandard Plan Provisions 		C. § 586(e)(2).
8.1	Check "None" or list the nonstandard plan provisions None. If "None" is checked, the rest of Part 8 need not	be completed or reproduced.	
Under Bo Official I	ankkruptcy Rule 3015(c), nonstandard provisions must be set foth b Form or deviating from it. Nonstandard provisions set out elsewher	elow. A nonstandard provision	is a provision not otherwise included in the
Each pa paragra	ragraph below must be numbered and labeled in boldface type, ph.	, and with a heading stating th	ne general subject matter of the
The follo	wing plan provisions will be effective only if there is a check in the	e box Included in § 1.3.	
The lien l	Section modifies LBF-G, Part 3: Retention of Lien: nolder of any allowed secured claim, provided for by yhe Plan in its 1325(a)(5)(B)(i)(I)(& (II).	Part 3, will retain its lien accord	ding to the terms and conditions required by
Tax refur plan mod	Section modifiesLBF-G, Part 2, Section 2.3: Income Tax Refunded will be devoted each year, as periodic payments, to fund the plaified by such amount, increasing the base without the need of further f such Tax Refunds, Debtor(s) shall seek Court's authorization prices.	in until the plan's completion. Ther Novice, Hearing or Court Or	he tender of such payments shall deem the
After con of the Pla	section modifies LBF-G, Part 3, Section 3.7: Post-confirmation firmation of Plan the Trustee will pay Firstbank Puerto Rico ("First n, concurrently with attorney's fees until attorney's fees are paid in f to Firstbank, as per Section 7.2, until Firstbank's secured claim is	bank") equal monthly payment full. Once the attorney's fees are	s od \$106.65 and \$169.65 after month 13th paid in full the Trustee will make pro-rated
Insert add	ditional claims as needed.		
PART	9: Signature(s)		
/s/	Roberto Figueroa-Carrasquillo	December 21, 2023	

By filing this document, the attorney for Debtor(s) or Debtor(s) themselves, if not represented by an attorney, also certify(ies) that the wording and order of the provisions in this chapter 13 plan are identical to those contained in Local Form G (LBF-G), other than any nonstandard provisions included in Part 8.

Date

Date

Puerto Rico Local Form G (LBF-G)

Chapter 13 Plan

Roberto Figueroa-Carrasquillo Signature of Attorney of Debtor(s) Label Matrix for local noticing 0104-3 Case 19-06674-EAG13 District of Puerto Rico Old San Juan Thu Dec 21 09:40:26 AST 2023 POPULAR AUTO LLC PO BOX 366818 SAN JUAN, PR 00936-6818

Banco Popular de Puerto Rico Bankruptcy Department PO Box 366818 San Juan, PR 00936-6818

Citibank, N.A. 5800 S Corporate Pl Sioux Falls, SD 57108-5027

Discover Bank
Discover Products Inc
PO Box 3025
New Albany, OH 43054-3025

FIRST BANK
CONSUMER SERVICE CENTER
BANKRUPTCY DIVISION -CODE 248
PO BOX 9146, SAN JUAN PR 00908-0146

(p) JEFFERSON CAPITAL SYSTEMS LLC PO BOX 7999 SAINT CLOUD MN 56302-7999

Money Express PO Box 9146 San Juan, PR 00908-0146

Syncb/Rooms to Go C/o PO Box 965036 Orlando, FL 32896-5036

Synchrony Bank c/o of PRA Receivables Management, LLC PO Box 41021 Norfolk, VA 23541-1021 BANCO POPULAR DE PUERTO RICO, SERVICER FOR F C/O SARLAW LLC BANCO POPULAR CENTER, SUITE 1022 209 MUNOZ RIVERA AVE SAN JUAN, PR 00918-1002

US Bankruptcy Court District of P.R.

Jose V Toledo Fed Bldg & US Courthouse
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

CICA Collection Agency, Inc PO Box 12338 San Juan, PR 00914-0338

(p) PUERTO RICO TELEPHONE COMPANY DBA CLARO PR PO BOX 360998 SAN JUAN PR 00936-0998

Discover Fin Svcs LLC PO Box 15316 Wilmington, DE 19850-5316

(p) INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 7346 PHILADELPHIA PA 19101-7346

LVNV Funding, LLC Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587

Syncb/Car Care Pep Boy C/o PO Box 965036 Orlando, FL 32896-5036

Syncb/Walmart PO Box 30281 Salt Lake City, UT 84130-0281

Thd/Cbna
PO Box 6497
Sioux Falls, SD 57117-6497

(p)RODRIGUEZ FERNANDEZ LAW OFFICE LLC ATTN ISLAND PORTFOLIO AS SERVICER OF FAIRWAY P O BOX 361110 SAN JUAN PR 00936-1110

BANCO POPULAR DE PUERTO RICO SERVICER FOR FREDDIE MAC PO BOX 362708 (762) SAN JUAN PR 00936-2708

Capital One Bank (USA), N.A. by American InfoSource as agent PO Box 71083 Charlotte, NC 28272-1083

DEL VALLE RODRIGUEZ LAW OFFICES PSC LCDO JOSE RAFAEL DEL VALLE RODRIGUEZ PO BOX 10590 SAN JUAN, PR 00922-0590

EASTERN AMERICA INSURANCE CO PO BOX 9023862 SAN JUAN PR 00902-3862

Island Finance PO Box 71504 San Juan, PR 00936-8604

MONEY EXPRESS
CONSUMER SERVICE CENTER
BANKRUPTCY DIVISION (CODE 248)
PO BOX 9146 SAN JUAN PR 00908-0146

Syncb/Jc Penney Pr PO Box 965007 Orlando, FL 32896-5007

Syncb/tjx Cos PO Box 965015 Orlando, FL 32896-5015

UNIVERSIDAD CENTRAL DE BAYAMON PO BOX 1725 BAYAMON, PR 00960-1725

JOAN LAUREANO COLON RR6 BOX 6936 TOA ALTA, PR 00953-9320 JOSE RAMON CARRION MORALES PO BOX 9023884 SAN JUAN, PR 00902-3884

OFFICE OF THE US TRUSTEE (UST) OCHOA BUILDING

500 TANCA STREET SUITE 301

MONSITA LECAROZ ARRIBAS

SAN JUAN, PR 00901

ROBERTO FIGUEROA CARRASOUILLO PO BOX 186 CAGUAS, PR 00726-0186

SAUDDY NOEMI HERNANDEZ ONEILL RR6 BOX 6936 TOA ALTA, PR 00953-9320

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

ISLAND PORTFOLIO SERVICES LLC AS SERVICER OF PO BOX 361110 SAN JUAN, PR 00936

Claro PO Box 360998 San Juan, PR 00936-0998

Internal Revenue Service PO Box 21126 Philadelphia, PA 19114-0326

(d) Island Portfolio Services, LLC as servicer PO BOX 361110 San Juan PR 00936

Jefferson Capital Systems LLC Po Box 7999 Saint Cloud Mn 56302-9617

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d) Popular Auto PO Box 366818 San Juan, PR 00936-6818

End of Label Matrix Mailable recipients 34 Bypassed recipients 1 Total 35